

ASSERTS BRYAN HAS OFFERED TO O. K. GUTIERREZ

Mexican President's Secretary Says Terms Are Amnesty for All.

NO RECOGNITION, SAYS STATE DEPARTMENT

MEXICO CITY, via El Paso, Dec. 24.—It was stated here today that provisional President Gutierrez received a communication from Secretary of State Bryan to-day saying that the United States was ready to recognize the convention Government, providing a public declaration was made granting ample amnesty for everybody in Mexico, specifying in particular ex-Federalists and the Catholic clergy.

President Gutierrez's private secretary made this announcement, declaring that the Brazilian Minister brought Mr. Bryan's declaration.

It was announced officially that Gen. Alvarez of the convention forces captured Tepic yesterday.

Gen. Chao of the Federal district got a telegram to-day from Gen. Espinoza, president of the permanent commission of the Aguascalientes convention, which had been meeting here, stating that the members of the commission had arrived at San Luis Potosi, where "they hope to continue the study of national problems with complete liberty and without oppression."

Gen. Espinoza declared that the commission would soon make public a manifesto to the nation, giving the reason for its removal from Mexico city to San Luis Potosi.

VILLA CLAIMS VICTORY.

Carranzistas Scattered Near Torreon—Saltillo's Surrender Reported.

EL PASO, Dec. 24.—Declaring that the Carranza army east of Torreon at San Pedro has been scattered, Villa agents in Juarez said to-day that Torreon is no longer in danger, but that negotiations leading to the surrender of Saltillo to the convention forces are in progress.

Col. Acosta is acting as the convention representative in the negotiations with Gen. Luis Gutierrez, a brother of the Provisional President. Acosta has reported to Mexico city that the city with its garrison will be turned over to the convention forces in a few days.

Gen. Felipe Rivero, Governor of Sinaloa, has arrived in Mexico city for a conference with Villa. It is declared that many of the garrison in Sinaloa have declared their allegiance to the convention government and Gov. Rivero will be commissioned by Villa to act with Julian Medina in an extensive west coast campaign.

Conflicting reports of a severe battle at Tuxpan, in the oil fields, have been received by Carranza and Villa representatives. Each side claims a victory.

Further fighting at Apizaco, south of Mexico city, is reported by Carranza agents, whose advisers declare that 300 of the Zapatistas attacking the city were killed or taken prisoners by Gen. Gavira. A further victory is reported by Carranzistas in the neighborhood of Orapuate.

Contracts for the leasing of 400 box cars, together with a considerable amount of passenger equipment and motive power, are now pending between the National Railway and American railroads, according to advices received here today. It is said that the rolling stock will be leased for a period of one year.

SCOTT SEES MAYTORENA.

Villa General to Withdraw If Hill Leaves Nogales Alone.

NACO, Ariz., Dec. 24.—Gen. Scott of the United States army made progress today in his negotiations to have the Mexican commanders across the line cease shooting into the United States, although the firing continued. Gen. Scott negotiated with Gov. Maytorena, whom he asked to retire from Naco. The Governor appears to be agreeable. If Gen. Scott can give him assurance that the Carranza troops will not attack his border port of Nogales, it is understood that the matter has been taken up from Washington with Carranza. Gen. Cruz, who is said to have Gen. Hill give such assurance.

Hill claims to be without authority to promise not to attack Nogales unless Carranza gives him the order. Personally Gen. Hill expresses a willingness to refrain from attacking Nogales if Maytorena withdraws from Naco. In the negotiations it is understood that an effort will be made to have all border points declared neutral by both sides.

Gen. Villa is said to have given assurance that he would abide by such an agreement to George C. Carothers, special agent of the Carranza Government, on condition that the Carranzistas would abide by the programme.

Gen. Jose Salazar, the "Colorado" leader, is being aided by both men and money by the Carranza Government. It is reported that Salazar, a former Salazar lieutenant, arrived here today to confer with Gen. Hill regarding the seizure of arms and ammunition. Gen. Salazar will be the base of operations and the campaign against Juarez soon will begin.

VILLA IN MEXICO CITY.

Confers With Gutierrez—Carranza Denies Flight Plans.

WASHINGTON, Dec. 24.—Reports that Gutierrez had quarrelled with Gen. Salazar and Palacios and had been driven from Mexico City were denied in a despatch from the State Department.

According to the department's advices, Villa, who has returned to Mexico City, has been conferring with President Huerta with regard to the measures for the celebration of the Mexican city government and the pacification of the country.

Representatives here have received from the first chief of message despatch reports that he intends to leave Mexico. Carranza's message was sent from Apizaco, where he said he was leading the troops, which he found "in high spirits and eager to assume the offensive."

NINE FIRST NIGHTS IN ONE WEEK KEEP MOTHERS BUSY

Mothers? Sure! They're Members of the Merely Their Mothers Club and Mrs. Janis Is President, Though She Escapes the Ordeal.

Mrs. Janis, mother of Miss Elsie Janis, may well change this day into Thanksgiving day when, as president of the first night organization known internationally as the Merely Their Mothers Club, Mrs. Janis pauses to reflect thoughtfully upon the fact that she has been out of town during this week of nine first night performances.

Miss Janis had to go out to California a few weeks ago to act up in front of the movie cameras. Mrs. Janis, after thinking the matter over for some time, decided to accompany Miss Janis. Hence the president of the Merely Their Mothers Club has escaped the nine first night performances crowded into six nights, and mentions a dress rehearsal of the Douglas Fairbanks in "The Lighthouse" piece at the Hudson the night before last and the first production on any stage of Mr. Brady's "Sinners" at Sing Sing, today.

But with the rank and file of the organization—gosh, the pace is killing! Also with all the other persons in the world (except, of course, those lucky enough to be acting up on top of the stage at the first night performances mentioned) absolutely at rest during this, in a manner of speaking, delightfully happy holiday season, any one could lay a bet of eight to five that the club will change and name everybody in the first twelve rows.

"Miss Willie Burke and husband, Ed." "Present." "Miss Margaret Woodruff and husband, Harry." "Present." "The Hon. Roi Cooper Merges and a Certain Party." "Present." "Mr. and Mrs. Jane Cowd." "Present." "All the Selwyns." "Present." "Present, please, quiet—Miss Lora Dawn Drew." "Present, old chap, present!" "Mr. Paul Armstrong." "Mr. me, kid!" "Miss Julie Opp." "Present." "Playwright Wilson Mizn—" "Soft pedal, ho—the house detective is with us." "Mr. William Courtleigh and entire family." "All present!" "Chairman of the Lambeth Club, Mr. M. J. Case." "Always present, and I thank you." "Mr. and Mrs. Margaret Mayo." "Present in the Selwyn section." "And by any chance have we with us to-night the Hon. Diamond Jim Br—" "PRESENT!"

But it's up in the balcony where the Merely Their Mothers members have been having the time of their lives all week, or were having until exhaustion began to set in last night as they raced from act to act of "The Lie" and "To-night's the Night," and vice versa. They seem to prefer the balcony seats, the Merely Their Mothers Club women do, although while daughter is in town Mrs. William Burke has to submit to the torture of sitting right down in an orchestra chair.

One slant along any balcony row at any first night of the week and you saw why the beauties of Broadway are so scrumptious looking. Just glance, say, at Miss Gail Kane's mother, Miss Hazel Dawns' mother, Miss Josephine Drake's mother, Miss Ina Claire's mother, Miss Ethel Amorita Kelly's mother, Miss Venita Fitzhugh's mother, Miss Julia Scudder's mother, Miss Pauline Fredericks' mother, and the mother of the Misses Dana, Gladys and Ethel Sykes, who is certainly too youthful looking to have given three sons to the Spanish war, but undoubtedly has given three daughters to the cast of "Watchers Step."

Perhaps in their present moments of exhaustion it will cheer up these and other members of the Merely Their Mothers Club to be told that when it comes to good looks and trimmings they have their dear little household sunshines holding for help.

Two things have just happened to J. Hartley Manners in London, where his wife, Laurette Taylor, is standing "gen up" with Mr. Manners' "Fog of My Heart." For one thing, the playwright while making a dash across Paton street in London recently was bumped by an electric automobile and suffered a broken leg.

A happier happening to Mr. Manners is that a play which he completed just before he was injured has so impressed Sir George Alexander that Sir George has next door to promised that he will come to America soon to play in it. All of which is a theatrical event of importance, especially as Sir George hasn't played here since long before he was knighted, or back in the days of Mary Anderson's triumphs, when a plain George Alexander he was in the supporting cast of the then Miss Anderson in 1884.

If you stop to think of it, this young Eddie Sheldon is some lad when it comes to turning out successful plays concerning things and places he has had next to no personal contact with. As some one was saying between acts at the opening of his "Song of Songs" Tuesday night: "Eddie, right out of Harvard, wrote about the slums of New York in 'Salvation Nell' and he'd never been east, west or south of the Harvard Club. And he wrote 'The Nigger' and he'd never been south of North Bayonne."

"And not only that," interpolated old Irv Cobb, who's always present with a lot of bright jests and merry sayings, "he wrote this 'Song of Songs' and Eddie doesn't know any more about singing than a fish."

Eddie Foy on Tuesday last sold the moving picture rights of his new winter overcoat and of two or three of his hobby trick street hats. Efforts were made at the same time to obtain the moving picture rights to Mr. Foy's street clothes, but that detail of the deal fell through. Eddie hasn't any street clothes.

Incidentally, Mr. Foy was the first to enroll his entire family in the preparatory department of dear old Tulleen, that new Free University of Acting that Loo's press agent says Loo is about to open—the young Foy's the only monopolizing the institution's prep school department until larger quarters can be obtained.

It was a dead secret, that dress rehearsal of James Forbes' new comedy "The Lighthouse" at the Hudson Theatre Wednesday night. Nobody was invited, wherefore it may be guessed that nobody was expected—or wanted.

But it's out of the question to try to keep the general reception committee of the Ancient and Honorable Society of First Nighters out of first performances. The Lighthouse-Collins-Edna Sears-Bizz-Lizzy Sidney combination was back stage all set for the starting pistol, and Jimmie Forbes was about to yell "Go!" from an orchestra seat when out from under the cheesecloth that covers orchestra chairs when the theatre is dark crawled all that part of the Veiller-Wycheley-Jane Cowd-Klauber-Cobb-Helen Tyler-Margaret Mayo-Dudley Field Malone-Margue-Case-Harvey-Virginia-Louise Butler first night combination, all dusting off their clothes.

They had crawled up between the walls of the building, Jimmie, the eminent playwright, took one flash and immediately felt a speech coming on.

"You are here because you're here," said Jimmie in effect. "But if any mother's son—or daughter—of you go out and blab all over about this play before it opens New Year's eve I'll put the rollers under you, first night."

"Sure, Jimmie," chorused the dark theatre.

"Well, remember it. Let 'er go, Mike! Bing, they're off!"

The Messrs. Lee and Jack's Christmas presents to the Castles evidently was a large bunch of the olive branch of peace.

The roof of the Forty-fourth Street Theatre where Vern and the missus will do their nightly "Castle in the Air" flutter belongs to the Shubert management. And only last spring over in Philadelphia weren't Vern's two reasons for uplifting art all hobbled up with legal—But this is Christmas; let bygones be bygones.

The fact that the particular "Daddy Long-Legs" company that opened last night at Toledo, in which the boss of the show, Henry Miller, is starring, jumps straight to Salt Lake City, then to Reno and finally to San Francisco, isn't what's bothering the local offices. But inasmuch as Miss Chatterton was presented here first by Mr. Miller in the company she now heads at the Gaiety Theatre, the whole office force and the elevator men are trying to keep from Mr. Miller the fact that the Western company's boss is playing in is officially known as "the No. 2 troupe."

MISSING CASHIER HAFK BACK.

Returns to His Home in Slip After Absence of Week.

LEAF, L. I., Dec. 24.—H. Clayton Hafk, cashier of the First National Bank of Islip, who disappeared mysteriously from his home in Monell avenue a week ago on Saturday, has returned to his family. He alighted from a train last evening and went to his home.

Mr. Hafk would not make any statement, but one of his brothers said that H. Clayton Hafk was glad to get home for Christmas. He answered all questions that the directors of the bank on Saturday and help straighten things out in every way possible," said the brother. "He will answer all questions that the directors ask him so far as he can. We expect that everything will be settled."

It was not learned where the missing man had been, but it was said he had stayed in one place and had sent word to his brothers and also to his wife and child that he was well and safe.

F. H. GRIFFIN AND WIFE ARRESTED IN COLORADO

New York Couple Charged With Misuse of Mails and Jumping \$15,000 Bail.

COLORADO SPRINGS, Col., Dec. 24.—Francis H. Griffin and Clara Griffin, his wife, who are wanted in New York by Federal authorities for alleged misuse of the mails and for jumping bail bonds aggregating \$15,000, were arrested here today by Chief of Police Stark and detectives. They were traced by Elmer L. Kincaid, formerly of the United States secret service, through Chicago, Detroit and Kansas City, where the pursuing detective was led off into Oklahoma on a false trail.

The Griffins arrived here three weeks ago and registered at the Antlers under assumed names. They disappeared next day by a clever ruse and have been in close hiding since.

"We made money out of our proposition," said Griffin, who refused to say what the proposition was, "but two or three parties who had contracts with our company complained before the Federal Grand Jury in April. The Government says we failed to make good on certain contracts. We thought our cases had been continued from November to January. Yes, it looks as if we had jumped bail. We will return without extradition papers and fight it out in the courts."

Griffin is apparently well educated and is said to be a recent graduate from Yale. His wife is a writer of verse of some merit and several manuscripts were found among her effects, which include also several fashionable gowns. When arrested she was knitting fancy silk shawls, which she said were for charity. Several shawls had been completed.

The Griffins were indicted here for using the mails to defraud in the promotion of a stenographic company which was supposed to do its work for the Government in Sherman law investigations. The defendants, because of their standing, managed to induce many persons of wealth and prominence to invest in this company. They left New York shortly before their indictment and it was several weeks before the Post Office authorities located them in Groton, Mass.

A Brooklyn banker was surety on the bail bonds aggregating \$15,000, which they forfeited by their second disappearance.

NEW PLEA FOR FRANK BEFORE JUSTICE LAMAR

Appeal Made From U. S. District Court's Ruling, Refusing Writ of Habeas Corpus.

WASHINGTON, Dec. 24.—A second effort to have the Supreme Court of the United States intervene to review the case of Leo M. Frank was made today by attorneys for Frank, who is under sentence of death at Atlanta for the murder of Mary Phagan, the factory girl. The Frank case has attracted nationwide attention and petitions for clemency for the condemned man have been circulated in many cities.

The application in behalf of Frank was made today to Justice Lamar, the Supreme Court Justice of the Fourth District, in which the crime was committed. Louis Marshall of New York, who has been retained by Frank's mother to conduct his last appeal, made a personal application to Justice Lamar, accompanied by an oral argument and an extensive brief.

Justice Lamar took the case under advisement but said he would not give a decision until after the holidays. Mr. Marshall declined to release his brief for publication. He left for New York this afternoon and may return Saturday.

The application today took a different trend from that presented previously by attorneys for Frank. The first application was for a writ of error, which was denied by Justice Lamar, later by Justice Holmes and finally by the Supreme Court in full.

The present application is in the nature of an appeal from the decision of United States District Judge Newman of the District of Georgia, refusing a writ of habeas corpus. The grounds on which the application for a writ of habeas corpus were made are about the same as those set out in the first appeal to Justice Lamar for a writ of error. But the appeal for the writ of error was to have the case brought to the Supreme Court from Georgia. In this instance the appeal comes through a Federal court instead of a State court.

If Justice Lamar denies the appeal it is likely that Frank's attorneys will pursue the same course followed in the matter of the writ of error and will apply to Justice Holmes or some other Justice and finally probably make an appeal to the court as a whole. The date of Frank's execution is now fixed for late in January.



Increased 'Bus Service

Open Air to Everywhere

We are pleased to announce an increased and frequent 'bus service on the following routes:

St. Nicholas Avenue Line
On 155th Street Viaduct, from Central Bridge to St. Nicholas Place, to St. Nicholas Avenue, to Manhattan Avenue, to 150th Street, to Fifth Avenue, to Washington Square.

Riverside Drive and Cathedral Parkway Line
On 155th Street from Broadway to Riverside Drive, to 14th Street, to Seventh Avenue, where direct connection will be made with the 'buses of the Seventh Avenue and the St. Nicholas Avenue lines for Fifth Avenue to Washington Square.

Fifth Avenue Coach Co.,

Seventh Avenue Line
On McComb's Dam Road from Central Bridge to 142nd Street, to Seventh Avenue, to 145th Street, being an extension of the present frequent service on the Seventh Avenue Line.

72d Street Cross-Town Line
On East 72nd Street from First Avenue to 15th Avenue, to 57th Street, to Broadway, to West 72nd Street, to Central Park West.

102d St., East of 5th Ave.

GOV. GLYNN MAKES MANY APPOINTMENTS

His Secretary, Frank A. Tierney, Will Be Deputy Compensation Commissioner.

ALBANY, Dec. 24.—The announcement was made here today that Frank A. Tierney, secretary to Gov. Glynn, had been appointed Deputy Workmen's Compensation Commissioner in charge of the Albany office at a salary of \$5,000.

Mr. Tierney is a veteran newspaper man and has been with Mr. Glynn more than fifteen years, except when he served as secretary to the State Factory Investigating Commission.

Stanley J. Quinn, Gov. Glynn's executive auditor, will become an assistant to the Corporation Counsel in New York city.

The Governor also announced the appointment of Deputy Comptroller Edwin S. Harris of Schuylerville as Special Appraiser and Examiner of Canal Lands to succeed William D. Millman of Saratoga. The salary is \$5,000 and the term is five years.

Gov. Glynn has also announced the following appointments: Trustee of the Long Island School of Agriculture, R. F. Yeakum of Farmingdale, reappointed;

manager of the Rochester State Hospital, Mrs. Lillian Goodline of Rochester, to succeed the late Jane E. Rochester; trustee of the Supreme Court library at White Plains, John F. Brennan of Yonkers, reappointed; manager of the Manhattan State Hospital, Margaret M. Wagner (wife of Lieut. Gov. Wagner) of New York city, to succeed Grace Gilbert Bird; resigned; manager of the Willard State Hospital, Thomas E. Moran of Corning, to succeed the late J. Cameron; manager of the Central Islip State Hospital, Mrs. Bernard M. Barea of New York city, to succeed Grace M. Dyer, resigned; trustee of the New York State Hospital for the Treatment of Incurable Pulmonary Tuberculosis, Dr. Luskis R. Williams of New York city, to succeed the late David Morey.

JAMESTOWN, Dec. 24.—Attorney-General-elect E. E. Woodbury has announced the following appointment for his staff: Assistant deputies for the New York city bureaus—Edgar Bromberger and Florentino H. Laguardia of New York city; deputies for the Albany office—Edmund H. Lewis of Syracuse and James S. Y. Jones of New York city; assistant deputy for the Conservation Department—J. Paul McCann of Corning.

Lonely Farmer Leaps Into Well.

NORTH BRANCH, N. J., Dec. 24.—James Quick, a farmer, 74 years old, committed suicide this morning by leaping into a well. His body was found by his wife. Quick was clad in his nightclothes. His wife can assign no other reason for his act than loneliness.

T O D A Y

Dec. 26th, Saturday
Matinees Only
Dec. 27th, Sunday
Matinees and Night
Dec. 28th, Monday
Matinees and Night
Dec. 29th, Tuesday
Night Only
Dec. 30th, Wednesday
No Performance
Dec. 31st, Thursday
Matinees and Night
Jan. 1st, Friday
Matinees and Night
Jan. 2d, Saturday
Night Only
Jan. 3d, Sunday
Night Only



The Evening Sun's Moving Pictures The War

—of—

The War

Right from the Battlefields of Europe

A thousand details of human life will pass before your eyes as you sit in a comfortable chair at Carnegie Hall viewing The Evening Sun's moving pictures of the war. The successful results of the most daring corps of photographers that ever invaded the European scenes of carnage are given to the public, and it is a sort of duty to go and see what our fellow human beings are doing on the other side of the Atlantic. The war takes place right before your eyes, and every English, Irish, Belgian, German, French, Russian and American should see it and be enlightened for all time. See the eviction of a nation—the laughter of children mixed with the agony of adults—the materialized dreams of master artists smashed into debris—the false ideas of kings destroying freedom and the home—see how close tears are to laughter—how comedy and pathos go hand in hand—how the gamut of emotion is run on human faces in times of stress—see civilization in convulsion and history being made—in moving pictures that will be handed down for generations as a marvellous human document.

TODAY—Matinees and Night

2:30 4:00 7:30 9:00

Carnegie Hall

Prices
10c
25c
50c